

**DISPOSITION:** June 14, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed. This order was amended on September 7, 1945, to permit the product to be delivered to a public institution, for use as stock feed.

**9127. Adulteration of canned sweet peppers. U. S. v. 150 Cases of Canned Sweet Peppers (and 2 other seizure actions against canned sweet peppers). Default decrees of condemnation and destruction.** (F. D. C. Nos. 15840, 15841, 15874, 15906. Sample Nos. 18351-H, 20368-H, 26642-H to 26644-H, incl.)

**LIBELS FILED:** Between April 6 and 12, 1945, Northern Districts of Iowa and Oklahoma and District of Colorado.

**ALLEGED SHIPMENT:** Between the approximate dates of February 14 and 24, 1945, by the W. B. Schneider Pickle and Vinegar Co., from Kansas City, Mo.

**PRODUCT:** Canned sweet peppers. 150 cases at Tulsa, Okla., 49 cases at Sioux City, Iowa, and 447 cases at Denver, Colo. Examination of samples showed that the product had undergone or was undergoing active fermentation.

**LABEL, IN PART:** "Superior Fancy [or "Schneider's Superior Fancy"] \* \* \* Sweet Peppers."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.

**DISPOSITION:** Between April 23 and May 7, 1945, no claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

**9128. Adulteration of peperoncini (canned peppers). U. S. v. 100 Cases of Peperoncini. Default decree of condemnation and destruction.** (F. D. C. No. 16147. Sample No. 5827-H.)

**LIBEL FILED:** May 17, 1945, Southern District of New York.

**ALLEGED SHIPMENT:** On or about March 24, 1945, by the Encinal Terminals, from Fruitvale, Calif.

**PRODUCT:** 100 cases, each containing 24 1-pint jars, of peperoncini.

**LABEL, IN PART:** (Jars) "Lumbardo Brand Peperoncini Italian Style \* \* \* Galati Packing Co. San Jose, Calif."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of underprocessed, fermented, and decomposed peppers.

**DISPOSITION:** June 6, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**9129. Adulteration of chili peppers. U. S. v. 134 Bags of Chili Peppers. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 15656. Sample No. 31721-H.)

**LIBEL FILED:** March 21, 1945, Southern District of California.

**ALLEGED SHIPMENT:** On or about February 9, 1945, by the Howard E. Ames Co., from Douglas, Ariz.

**PRODUCT:** 134 bags, each containing about 186 pounds, of chili peppers at Los Angeles, Calif.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy peppers.

**DISPOSITION:** April 6, 1945. The C. B. Gentry Co., Los Angeles, Calif., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

**9130. Adulteration of chili peppers. U. S. v. 90 Bags of Chili Peppers. Consent decree of condemnation. Product ordered released under bond.** (F. D. C. No. 15670. Sample No. 22637-H.)

**LIBEL FILED:** March 21, 1945, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about May 27, 1944, by P. H. Petry, from New York, N. Y.

**PRODUCT:** 90 bags, each containing about 54 pounds, of chili peppers at St. Louis, Mo.